



# Department of Justice

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Western District of Kentucky

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**LAGRANGE MAN INDICTED FOR RECEIPT  
AND POSSESSION OF CHILD PORNOGRAPHY**

LOUISVILLE, KY - A federal grand jury in Louisville returned an indictment against **TONY DELANO**, age 37, of LaGrange, Kentucky, in Oldham County, on charges of knowingly receiving and possessing material containing child pornography that had been mailed, shipped, or transported in interstate or foreign commerce, in violation of Title 18, United States Code, Section 2252A, U.S. Attorney David L. Huber of the Western District of Kentucky announced today.

The Indictment alleges that on May 21, 2005 and August 13, 2005, Tony Delano knowingly received child pornography; and that on May 10, 2006, Delano possessed child pornography.

According to the Affidavit of a Senior Special Agent with the Department of Homeland Security, Immigration and Customs Enforcement (ICE), federal agents became aware of Delano's activities as a result of a multi-agency investigation in New Jersey of Regpay, a third-party billing and credit card aggregating company. The investigation revealed that Regpay conspired with other website operators to commercially distribute child pornography by providing other websites with billing and credit card aggregating services, in return taking a percentage of the other websites' illegal proceeds. The investigation also revealed that Regpay itself operated several websites that sold child pornography. As part of the New Jersey

Investigation of Regpay, information housed on various servers that helped facilitate customer transactions for hundreds of websites was seized from several locations in the United States, pursuant to several search warrants. After analyzing the customer data, ICE forensic agents identified over ten thousand purchases of child pornography associated with those websites, specifically over ten thousand confirmed subscriptions which granted purchasers access to those websites and to receive child pornography from those websites between January and July of 2003. One of these subscribers was identified as Tony Delano, of Louisville, Kentucky, using the email address TONY28@aol.com. Delano purchased a subscription to the website <http://www.darkfeeling.com> on May 21, 2003; <http://www.wildnymphets.biz> on June 10, 2003; <http://lust-gallery.com> on May 28, 2003; and <http://bdsisters.com> on May 20, 2003, all of which sites contain child pornography. Agents confirmed that Delano owned the credit card used to pay for the subscriptions and that he lived at the above-mentioned address.

Thereafter, law enforcement officials interviewed Delano at his home and seized three computers. A forensic examination was conducted and revealed the presence of images of child pornography on each of Delano's three computers. The forensic examination also revealed that many of these images of child pornography had been downloaded from the internet and received by Delano. The images found included depictions of: an approximately 5 – 9 year old girl lying on a bed on her stomach holding an adult male penis to her open mouth; an adult male penis ejaculating on the face of an infant girl approximately 12 - 18 months years of age; and an adult male inserting his penis into the mouth of an approximately 5 – 9 year old girl sitting on a bed.

Delano made an initial appearance before United States Magistrate Judge James D. Moyer on May 16, 2007. Judge Moyer scheduled a combination preliminary hearing/detention hearing for May 17, 2007. Following a preliminary hearing, Magistrate Judge Moyer found there was probable cause for Delano's arrest. At the conclusion of the detention hearing,

Magistrate Judge Moyer determined that Delano had overcome the statutory presumption in favor of detention and ordered released with significant conditions pending disposition of the charges. Delano will be subject to electronic monitoring; is prohibited from any contact with any person under the age of 18; is prohibited from having a computer in his home; will have his computer usage at work supervised, including regular examinations to determine what websites he is visiting; and is subject to a \$50,000 unsecured bond.

Delano is scheduled to appear for arraignment before the United States Magistrate Judge on June 19, 2007 at 9:30 a.m.

If convicted, Delano faces a mandatory minimum of not less than 5 years imprisonment and a potential penalty of 50 years imprisonment, a \$750,000 fine, and supervised release for a period of a term of years up to and including life. There is no parole in the federal judicial system.

The case is being prosecuted by Assistant United States Attorney Ann Claire Phillips, and it was investigated by the Department of Homeland Security, Immigration and Customs Enforcement (ICE).

This case was brought as part of Project Safe Childhood. In February 2006, Attorney General Alberto R. Gonzales created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the United States Attorneys Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit [www.projectsafechildhood.gov/](http://www.projectsafechildhood.gov/).

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The indictment of a person by a Grand Jury is an accusation only  
and that person is presumed innocent until and unless proven

guilty.

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